IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 25TH MAY 2007 / 4TH JYAISHTA 1929

Crl.Rev.Pet.No. 3910 of 2006(C)

CRA.36/2004 of ADDL. SESSIONS (FAST TRACK) COURT III, PALAKKAD
CC.511/2002 of JUDL.MAGISTRATE OF FIRST CLASS COURT-II, PALAKKAD

.....

REVN. PETITIONER: APPELLANT/ACCUSED

P.KUMARAN, S/O.K.K.PONNAN,
AGED 50 YEARS, KUNNUKATTIL, AKATHETHARA,
RAMAKRISHNA NAGAR, PALAKKAD.

BY ADV. SRI.RAJESH SIVARAMANKUTTY

RESPONDENTS: COMPLAINANT AND STATE

---

1. P.MURALEEDHARAN, S/O.CHANDRASEKHARAN NAIR,
SREEKAMAL, RAMAKRISHNA NAGAR,
PALAKKAD.

2. STATE OF KERALA, REP. BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY ADV. SRI. C.M. KAMMAPPU, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 25/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J

==========

CRL. R.P. NO. 3910 OF 2006

==========

Dated this the 25th day of May 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to undergo simple imprisonment for one month and to pay a compensation of Rs.2,25,000/- vide Section 357(3) Cr.P.C and in default to undergo simple imprisonment for two months.

2. The counsel for the revision petitioner has only sought for modification of sentence and for time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted six months time from today onwards to pay the amount of compensation. The revision petitioner shall appear before Judicial First Class Magistrate-II, Palakkad on 26.11.2007 to receive sentence. Non bailable warrant pending if any shall be kept in abeyance till then.

The Crl. R.P is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

rv